

1 UNITED STATES DISTRICT COURT
2 NORTHERN DISTRICT OF CALIFORNIA

3 TV INTERACTIVE DATA CORPORATION, a
4 California Corporation,

5 Plaintiff,

6 v.

7 SONY CORPORATION; SONY COMPUTER
8 ENTERTAINMENT INC.; SONY COMPUTER
9 ENTERTAINMENT AMERICA, INC.; SONY
10 CORPORATION OF AMERICA; SONY
11 ELECTRONICS, INC.; ROYAL PHILIPS
12 ELECTRONICS N.V.; PHILIPS ELECTRONICS
13 NORTH AMERICA CORPORATION; TOSHIBA
14 CORPORATION; TOSHIBA AMERICA, INC.;
15 TOSHIBA AMERICA CONSUMER PRODUCTS,
16 L.L.C.; VICTOR COMPANY OF JAPAN, LTD.; JVC
17 AMERICAS CORP.; FUNAI ELECTRIC CO., LTD.;
18 FUNAI CORPORATION, INC.; P&F USA, INC.,
19 ,

20 Defendants.

Case No. C 10-00475 PJH

21 **STIPULATION AND**
22 **[PROPOSED]**
23 **ORDER/COMMISSION FOR**
24 **DEPOSITIONS TO BE TAKEN IN**
25 **JAPAN**

26 **DEPONENT:**
27 **VICTOR COMPANY OF**
28 **JAPAN, LTD.**

JOINT STIPULATION

Beginning December 6, 2011, TV Interactive Data Corp. ("TVI") will begin depositions of certain witnesses from Victor Company of Japan, Ltd. ("JVC") at the U.S. Embassy in Tokyo. TVI and JVC hereby submit and jointly stipulate to the following Proposed Order/Commission for Depositions to be Taken in Japan.

FOR PLAINTIFF TV INTERACTIVE DATA CORP.

ROBINS, KAPLAN, MILLER & CIRESI,
L.L.P.

By: /s/ Victor C. Chan
Sang Young A. Brodie (pro hac vice)
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Victor C. Chan (pro hac vice)
E-mail: vcchan@rkmc.com

Dated: November 4, 2011

FOR DEFENDANT VICTOR COMPANY OF JAPAN, LTD.

ORRICK, HERRINGTON & SUTCLIFFE LLP

By: /s/ T. Vann Pearce, Jr.
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E-mail: vpearce@orrick.com

Dated: November 4, 2011

PROPOSED ORDER/COMMISSION FOR DEPOSITIONS TO BE TAKEN IN JAPAN

TO: ANY CONSUL OR VICE CONSUL OF THE UNITED STATES OF AMERICA
AT TOKYO, JAPAN

Upon the application of Complainant TV Interactive Data Corporation (“TVI”), in *TVI Data Corp. v. Sony Corp., et al.*, Inv. No. 10-00475, before the U.S. District Court for the Northern District of California, and pursuant to Article 17 of the United States – Japan Consular Convention,

IT IS ORDERED THAT the depositions on notice of the following volunteering witnesses be taken at the U.S. Embassy in Tokyo, Japan commencing on or about December 6, 2011, at 8:30 a.m. and terminating on or about December 22, 2011 at 4:00 p.m., and that any documentary exhibits in connection therewith be marked:

1. Fed. R. Civ. P. 30(b)(6) deposition of Victor Company of Japan, Ltd.

Victor Company of Japan, Ltd.
12, Moriya-cho 3-chome, Kanagawa-ku,
Yokohama, 221-8528, Japan

Potential witnesses for the Fed. R. Civ. P. 30(b)(6) deposition Victor Company of Japan, Ltd. include the following:

Hiroki Osano
Masaru Hiyama
Naohiko Hiramatsu
Kenichi Yokomizo
Atushi Fukura
Masayuki Takami
Hidetoshi Ozaki
Susumu Sakakibara
Mr. Hasegawa

2. Fed. R. Civ. P. 30(b)(1) depositions of individuals

Potential witnesses for depositions under Fed. R. Civ. P. 30(b)(1) include:

Hiroki Osano
Masaru Hiyama
Naohiko Hiramatsu
Kenichi Yokomizo

1 Atushi Fukura
2 Masayuki Takami
3 Hidetoshi Ozaki
4 Susumu Sakakibara
5 Mr. Hasegawa

6 Counsel for Defendant Victor Company of Japan, Ltd. who will participate in said
7 depositions are William H. Wright, Steven J. Routh, Sten A. Jensen, Trevor C. Hill, T. Vann
8 Pearce, Jr., and John R. Inge.

9 Counsel for TVI who will participate in said depositions are Richard M. Martinez, Sang
10 Young A. Brodie, Trevor J. Foster, and Victor C. Chan. In addition, Quynh Nguyen, James
11 Tornos and Andrew Wolfe may attend on behalf of TVI.

12 Jared Taylor will act as interpreter.

13 The proceedings will be recorded by Christopher Sheppard Hanlon, Lee Anthony Bowry,
14 Peter Wai Kwong Au, Jeffrey Marc Menton, Randell Buckler, Deborah Marshall, Jodi Harmon,
15 Lawrence Paul Nelson, Melanie Louise Giamarco, Tracey LoCastro and/or Randi Birnhak with
16 American Realtime Court Reporters & Videographers. Please cause the testimony of said
17 witnesses to be recorded by video and reduced to writing; the depositions to be signed by said
18 witnesses; said deposition testimony to be annexed to your Commission and closed under your
19 seal; and the return of these materials to this Court with all convenient speed.


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21 ///

22 ///

1 I, Victor C. Chan, am the ECF user whose User ID and Password are being utilized in the
2 electronic filing of the STIPULATION AND [PROPOSED] ORDER/COMMISSION FOR
3 DEPOSITIONS TO BE TAKEN IN JAPAN. Pursuant to the Northern District of California's
4 General Order 45(X)(B), I attest that concurrence in the filing has been obtained from T. Vann
5 Pearce, Jr.

1 WITNESS, the Honorable Phyllis J. Hamilton, United States Judge of the United States District
2 Court, Northern District of California, this 8th day of November 2011.

3
4 
5 Honorable Phyllis J. Hamilton
6 United States Judge
7 United States District Court
8 Northern District of California
9 Oakland Courthouse, Courtroom 3 – 3rd Floor
10 1301 Clay Street
11 Oakland, CA 94612

8 I hereby certify that the signature above is that of the Honorable Phyllis J. Hamilton, United
9 States Judge of the United States District Court, Northern District of California.

10 _____ Clerk of the Court

11 By: _____

12 Deputy Clerk: _____

13 Seal:
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Attorneys for Plaintiff,
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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

TV INTERACTIVE DATA CORPORATION, a
California Corporation,

Plaintiff,

v.

SONY CORPORATION; SONY COMPUTER
ENTERTAINMENT INC.; SONY COMPUTER
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CORPORATION OF AMERICA; SONY
ELECTRONICS, INC.; ROYAL PHILIPS
ELECTRONICS N.V.; PHILIPS ELECTRONICS
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CORPORATION; TOSHIBA AMERICA, INC.;
TOSHIBA AMERICA CONSUMER PRODUCTS,
L.L.C.; VICTOR COMPANY OF JAPAN, LTD.; JVC
AMERICAS CORP.; FUNAI ELECTRIC CO., LTD.;
FUNAI CORPORATION, INC.; P&F USA, INC.,

Defendants.

Case No. C 10-00475 PJH

CERTIFICATE OF SERVICE

Case No. C 10-00475 JF

82607429.1

CERTIFICATE OF SERVICE

I hereby certify that on November 4, 2011, I electronically filed

**TV Interactive Data Corporation and Victor Company of Japan's Stipulation And
[Proposed] Order/Commission For Depositions To Be Take In Japan**

with the Clerk of Court using the CM/ECF system, which will send notice of such filing to the
following attorneys:

Philip Barilovits Email: pb@severson.com	John F. Bennett Email: jbenett@bakerlaw.com
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and that a true and correct copy of same was sent via email to:

Stan Anker Jensen Email: sjensen@orrick.com Steven J. Routh Email: srouth@orrick.com Orrick Herrington & Sutcliffe LLP 1152 15th Street N.W. Washington, DC 20005	Robert E. McBride Email: rmcbride@mayerbrown.com Mayer Brown LLP 1999 K Street, N.W. Washington, DC 20006-1101
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DATED: November 4, 2011

ROBINS, KAPLAN, MILLER & CIRESI L.L.P.

By: /s/ Victor C. Chan
 Victor C. Chan (*pro hac vice*)

**ATTORNEY FOR PLAINTIFF
 TV INTERACTIVE DATA CORPORATION**

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